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HIGH COURT OF CHHATTISGARH AT BILASPUR

Single Bench : Hon'ble Shri H.L. Dattu, C.J.

W.P. (S.) No.4597 of 2005

आवेदक — बी.एल.कश्यप वल्द श्रीराम कश्यप (समयपाल), कार्यालय जल संसाधन विभाग, भोपाल पट्टनम, दंतेवाड़ा संभाग, जिला दंतेवाड़ा (छ.ग.)

विरूद्ध

अनावेदकगण

१. छ.ग. शासन, द्वारा – सचिव, जल संसाधन विभाग मंत्रालय, डी.के.एस. भवन, रायपुर (छ.ग.)
२. प्रमुख अभियंता, जल संसाधन विभाग, रायपुर (छ.ग.)
३. अनुविभागीय अधिकारी, जल संसाधन विभाग, भोपाल पट्टनम (दंतेवाड़ा संभाग) जिला दंतेवाड़ा (छ.ग.)

Present : Shri Ashish Shrivastava, counsel for the petitioner.
Shri Sumesh Bajaj, Government Advocate for the State.

ORAL ORDER

(Passed on 20th March, 2007)

The petitioner was working as a Timekeeper on daily wage basis.

(2) At the verge of his retirement from the service, he had filed a representation before the respondents to consider his case for regularization. Since that was not done by the respondents, he filed an original application before the Madhya Pradesh Administrative Tribunal, Bench Raipur in the year 2002, which is received to this Court on transfer.

(3) Learned Government Advocate appearing for the State/respondents, by way of preliminary objection, would submit that there is enormous delay in filing the original application and, therefore, the writ petition requires to be rejected.

(4) Admittedly, the petitioner was working as a Timekeeper on daily wage basis right from the year 1979. It is only just on the verge of his retirement from the service, he approached the respondents for regularization of his services. There is a delay of nearly two decades from the date of his initial

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appointment on daily wage basis. The delay in filing the representation and thereafter approaching to the Administrative Tribunal is fatal to the proceedings, therefore, no relief can be granted to the petitioner.

(5) In that view of the matter, the writ petition requires to be and is accordingly rejected. Ordered accordingly.

Sd/-
Chief Justice